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Attorneys for the Defendant  
RANDALL CLARY

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 10-668 RS

Plaintiff,

**STIPULATION AND [PROPOSED]  
ORDER CONTINUING SENTENCING**

v.

RANDALL CLARY,

Defendant. \_\_\_\_\_/

This matter is set for sentencing on August 23, 2011. However, defendant's counsel was only recently appointed and needs additional time in which to effectively prepare and represent Mr. Clary at sentencing. The parties therefore stipulate, with the concurrence of U.S. Probation, that the sentencing hearing scheduled for August 23, 2011 may be vacated and reset for September 20, 2011.

**SO STIPULATED.**

Dated: August 12, 2011

\_\_\_\_\_  
/S/Kevin Barry

Assistant United States Attorney

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1  
2  
3 Dated: August 12, 2011

/S/Erik Babcock  
Attorney for Defendant

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6  
7 **SO ORDERED.**

8  
9 DATED: 8/12/11

  
HONORABLE RICHARD SEEBORG  
United States District Judge